TO: MICHIGAN SUPREME COURT CLERK

P.O. Box 30052

Lansing, Michigan 48909

RE:

PROPOSED RULE NO. 2003-47

FROM: Patrick H. Kellev

3270 Horrell Court Fenton MI 48430

DATE: November 20, 2003

I writing regarding my opposition of proposed rule 2003-47. I do have the asbestos disease.

- The Michigan Constitution as well as the United States Constitution make it clear that judge are
  not to make the law but rather interpret the law. Why is the Michigan Supreme Court even
  considering taking steps that would effectively change the law by denying Michigan asbestos
  disease victims their right to a jury trail.
- It seems that Michigan and the Michigan Supreme Court are being used a s tools of the asbestos
  industry and big business to deny working people their constitutional right to jury trials when
  harmed by corporate misconduct.
- The crisis in the State of Michigan regarding asbestos litigation is the fact that big business, corporations, the asbestos industry and law firms like Dickinson Wright feel free to try to taking working peoples' lawsuits out of court and away from juries.
- The real crisis in Michigan is the failure of corporation to take responsibility for their bad actions
  and the willingness of big business and certain conservative republican judge to blame the victims
  of corporate misconduct instead of holding the corporations accountable.
- \* What are the true facts about asbestos litigation in Michigan? In fact, in the last four years, there has been <u>one</u> asbestos case tried to verdict in the entire State of Michigan. All other cases settle before trial.

